# Translation

### PATENT COOPERATION TREATY



## **PCT**

### INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70) Rec'd PCT/PTO 2.3 JUN 2005

Applicant's or agent's file reference P02/092HO/RS	FOR FURTHER ACTION See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)		
International application No.	International filing date (day/n	nonth/year)	Priority date (day/month/year)
PCT/EP2003/005225	19 May 2003 (19.05	.2003)	17 June 2002 (17.06.2002)
International Patent Classification (IPC) or n C08L 51/00	ational classification and IPC		
Applicant  MERCK PATENT GMBH			
This international preliminary exam     and is transmitted to the applicant according to the accordi		l by this Intern	national Preliminary Examining Authority
2. This REPORT consists of a total of sheets, including this cover sheet.			
This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).  These annexes consist of a total of sheets.			
This report contains indications rela	ting to the following items:		
Basis of the report			
II Priority			
II Non-establishment of opinion with regard to novelty, inventive step and industrial applicability			
IV Lack of unity of invention			
Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement			
VI Certain documents cited			
VII Certain defects in the international application			
VIII Certain observations on the international application			
<u> </u>			
Date of submission of the demand	Date o	f completion	of this report
19 November 2003 (19.1	1.2003)	16	March 2004 (16.03.2004)
Name and mailing address of the IPEA/EP	Autho	rized officer	
racsimile No.	Teleph	ione No.	

# INTERNATIONAL PRELIMINARY EXAMINATION REPORT

I. Basis of the report

The basis of international preliminary examination report is the application as originally filed.

V. Reasoned statement under Rule 66.2(a)(ii) with regard to novelty, inventive step or industrial applicability

In light of the documents cited in the international search report, it is considered that the invention as defined in at least some of the claims does not appear to meet the criteria mentioned in Article 33(1) PCT, i.e. does not appear to be novel and/or to involve an inventive step (see international search report, in particular the documents cited X and/or Y and corresponding claim references).